

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

**TOISSANT D. BASSETT,**  
**Petitioner,**

**v.**

**GENE M. JOHNSON, et al.,**  
**Respondents.**

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**Civil Action No. 7:10-cv-00358**

**ORDER**

**By: Hon. Michael F. Urbanski**  
**United States District Judge**

In accordance with the accompanying Memorandum Opinion entered this day, it is hereby

**ORDERED**

that respondents' motion to dismiss is **GRANTED**; petitioner's petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED**; a Certificate of Appealability is **DENIED**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to petitioner and counsel of record for the respondents.

Entered: September 8, 2011

*/s/ Michael F. Urbanski*

Michael F. Urbanski  
United States District Judge